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# EXHIBIT 3.1

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION**

VIDEOSHARE, LLC,

Plaintiff,

v.

GOOGLE LLC and  
YOUTUBE, LLC,

Defendants.

CIVIL ACTION NO. 6:19-CV-00663-ADA

JURY TRIAL DEMANDED

**PLAINTIFF’S OBJECTIONS TO DEFENDANTS’ COUNTER-DESIGNATIONS TO  
PLAINTIFF’S DEPOSITION DESIGNATIONS**

Plaintiff VideoShare, LLC submits these objections to Defendants’ counter-designations to Plaintiff VideoShare, LLC’s deposition designations.

1. Guillaume Boissiere – 06/21/21

<b>Plaintiff’s Designations</b>	<b>Defendants’ Objections</b>	<b>Defendants’ Counter Designations</b>	<b>Plaintiff’s Objections</b>
14:9-10			
25:19-22		25:23-25, 26:4-25, 27:1-3	
31:2-3	MIL		
31:6-16	MIL		
31:18	MIL		
31:21-25	MIL		
32:14	MIL		
32:17-25	MIL		
33:3-7	MIL		
38:15-18			
38:20-39:7		37:19-38:13	
52:4-9			
52:14-23			
52:25			

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
53:2-3			
53:8-9			
53:11-17	701, LC		
55:16-23			
56:1-3			
56:15-20	IIOC		
57:1-19			
60:13-61:23			
62:2-6			
62:10-17			
62:19-22			
63:1-17			
64:9-11			
64:14-65:24	DI, NR	64:12-13	
66:13	V, ML, 401/402, 403	66:9-12	
66:16-67:15	V, ML, 401/402, 403	66:9-12	
68:25-69:2	DI, C	69:5-6	Improper counter-designation; No answer designated.
69:17-19			
69:22-70:3			
72:20-21			
72:24-73:5			
79:3-5			
79:9-17			
82:16-85:7	IIOC		
125:8-11			
125:13-126:2		126:4-23	
129:14-16			
129:19-130:1		131:8-11, 131:13-15	
134:7-10	602, NR		

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
134:14-23	602, NR	134:25-135:3, 135:6-11, 135:13-16, 135:19-25, 136:2-5, 136:8-10	402, 602
143:25-144:4			
147:20-148:9			
180:25-181:4	NR		
181:6-184:10	NR		
184:22-23			
185:1-13		184:11-12, 184:15-20	602
243:3-5	602		
243:8-18	602	241:16-17, 241:19-242:11, 242:15-243:1	Non-responsive
248:1-11	602		
248:14-15	602		
282:25-283:9	104a, 602, 702, LC		

## 2. Randall Cook – 06/25/21

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
6:12-15			
11:23-12:11		12:12-16	
22:25-23:3	V		
23:6	V	21:24-22:2, 22:6-19, 22:22-23	
37:10-16		36:21-37:2	
38:17-21			
41:4-17	V		
47:20-21			
47:24-48:2			
48:10-18		48:4-7	
50:16-20		48:19-49:23	
51:5-12		49:14-23	

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
53:3-6	104a, V, LC	52:15-53:2	
54:25-55:1	104a, V, 602		
55:4-10	104a, V, 602		
55:12			
63:5-15	104a, V, 602	55:19-25, 56:1-6	
64:19-65:9		63:16-25, 64:1-5	
73:2-12		72:23-25, 73:1	
81:16-23		79:4-11	
93:5-13		93:14-15	
102:13-22			
104:6-8			
104:10-15			
105:25-106:6	MT		
106:9-12			
113:8-10			
114:5-9	30(b)(6)		
114:11-13	30(b)(6)		
115:13-15			
117:4-5		116:24-25, 117:1-3	

## 3. Chris Dodge – 06/18/21

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
10:10-11			
11:4-12		10:23-25, 11:1-3	
13:11-12			
13:19-20			
14:4-14		14:15-23	
22:9-10			
22:13-23:11			

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
27:11			
27:14-25	MIL	28:2-5, 28:8-22	701
28:24-29:10		28:2-5, 28:8-22	701
34:19-22			
34:24-35:3		31:9-18, 35:5:14, 35:17-23	
36:19			
36:23-37:7			
39:11-40:9	IIOC,		
40:11-17			
52:24-53:19			
54:1-55:10		55:11-56:11	
72:9-17			
73:4-15			
74:5-6			
74:8-11		74:13-14, 74:16, 75:2-3; 75:5-8	602
76:13-18			
76:20-77:5			
81:10-11			
81:13-82:21		80:11-14, 80:16-19, 80:21-81:9	602
82:23-83:1			
89:17-19			
89:21-90:14		89:3-6, 89:8-16, 90:15-16, 90:19-22	602
99:12-16			
99:18-24			
Errata 99:20			
100:1-5			
109:24-110:4		109:15-23	

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
113:1-3			
113:5-9		112:14-16, 112:20-23	
115:23-116:5	104a	114:2-8, 116:6-117:1,	
121:8-16			
Errata 121:11-12			
127:7-12		126:15-17, 126:19-21, 126:23-25, 127:3-6	
127:14-22			
127:24-128:2			
139:18-140:3		138:22-139:1	
167:23-24			
168:2-12			
168:21-23			
168:25-169:6			
169:14-16			
169:19-24			
172:25-173:2	NR, LC, 701, 104a		
173:4-10	NR, LC, 701, 104a		
179:11-180:11			
181:2-15			
Errata 181:9-15	104a, ML, 611c, LC, DI	181:2-15	
Errata 183:18-22	104a, ML, 611c, LC, DI	183:14-15, 183:18-22, 184:2-4, 184:7-12	701
223:12-18	L, ML, MT		
Errata 223:14	104a, 611c		
224:1-2	611c, 608		
224:4-9	611c, 608, 403, 104a, 602		
224:12-225:11	611c, 608, 403, 104a, 602		
225:14-16	MT, 611c		

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
225:19-25			
226:3-12	602, 611c, 104a		
226:15-22	602, 104a, 611c		
226:24-228:5	611c, IIOC, 403, 602, 608		
228:8-14	611c, ML, MT, 602, 608, LC		
228:16-25	611c, MT, ML, 602, 608, LC		
229:2-7	611c, MT, ML, 602, 608, LC		
229:9-11	611c, MT, ML, 602, 608, LC		
231:1-233:23	LC, 702, 104a, 611c		
234:1-5	LC, 702, 104a, 611c		

## 4. Thierry Foucu – 06/03/21

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
7:16-19			
22:13-21			
38:22-39:3			
40:12-24	30(b)(6), 104a, 602		
41:2-3	30(b)(6), 104a, 602		
41:5-6	30(b)(6), 104a, 602		
41:8-13	30(b)(6), 104a, 602		
42:2-15	30(b)(6)		
42:18-21	30(b)(6)		
42:23-43:1	30(b)(6)	43:4-9, 43:13-19	
43:24-25	30(b)(6)	43:21-23	
44:2-5	30(b)(6)		
44:11-15	30(b)(6)		



<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
44:17-18	30(b)(6)		
51:13-20		50:25-51:3	402, 403
55:25-57:23			
68:22-69:3	IIOC,		
69:6-10			
70:21-71:2		70:1-20	
71:20-22		71:3-19	402, 403
71:25-72:17	IH, AF, MT		
72:21-73:7	IH, AF, MT		
73:11-13	IH, AF, MT		
74:8-14			
74:17-25			
81:1-22	30(b)(6)	80:5-17	
85:1-14		85:15-19	
86:16-20		86:3-6, 86:21-23	
93:6-16		92:25-93:5	
96:3-10			
103:23-24	30(b)(6)	103:9, 103:12-17, 103:20-21	
104:1-18	30(b)(6)		
104:20-105:2	30(b)(6)		
105:4-6	30(b)(6)		
105:22-106:2		105:8-21	
117:11-118:7			
123:1-2	30(b)(6)		
123:5-9	30(b)(6)		
123:12-18	30(b)(6)		
123:21-23	30(b)(6)		
132:16-17	30(b)(6), 602, IH		
132:20-133:3	30(b)(6), 602, IH		

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
133:6-9	30(b)(6), 602, IH		
140:12-21	30(b)(6)	139:25-140:2, 140:6-10	

## 5. Patrick Franzen – 06/17/21

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
10:7-11:9			
26:10-14	MT, ML	23:14-25, 24:21-23, 25:1-6, 25:10-26:1	602, 802 (25:25-26:1)
26:17-27:7	MT, ML, LC, 104a, 401/402, 403	18:11-20	602
30:10-18		29:22-30:9	
32:2-12		32:13-33:2	602
33:12-35:13		35:14-36:3	602
39:12-41:2		41:3-7	602
41:8-44:3			

## 6. Benjamin Hulse – 06/01/21

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
6:15-18			
24:3-6			
31:7-11	V		
32:3-14	30(b)(6), 602	31:16-23	
32:17-21	30(b)(6)		
55:3-8		52:19-55:2	402, 403
58:10-59:16		61:3-13, 61:17-22	Improper counter-designation
80:15-19	MT, 30(b)(6)		
80:22-81:2	30(b)(6)	76:15-17, 76:20-77:1, 77:4-8	

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
81:5-9	30(b)(6)		
81:12-14	30(b)(6)		
85:15-86:4		85:5-10, 85:13-14	
87:24-25	30(b)(6)	87:10-12, 87:15-20, 87:22-23	
88:2-3	30(b)(6)		
91:21-92:2		90:17-91:20	
93:10-18	IH		
93:21-94:4	IH		
96:1-25	IH		
97:8-10			
97:12-18		97:1-7	
108:19-23		107:8-20, 108:6-18	
115:13-116:21		114:3-6, 114:18-24, 116:22-117:17, 117:23-118:21	
119:15-18	MT	114:3-6, 114:18-24, 116:22-117:17, 117:23-118:21	
119:21-24		114:3-6, 114:18-24, 116:22-117:17, 117:23-118:21	
122:23-123:1	MT, 104a	122:6-22	
123:4-6	104a		
125:6-11	IH, 602, 104a		
125:14-17	IH, 602, 104a		
126:4-8	IH, 602, 104a	125:18-20, 126:1-3, 126:19-22, 126:25	
135:15-136:15			
142:25-143:8	IH, 602	136:20-137:15, 137:19-138:5, 138:9-16, 138:24-139:2, 139:11-12, 140:8-15,	

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
		140:18-141:6, 141:13-25, 142:14-24	
143:16-144:2			
150:6-9			
159:10-160:8	IH, C, 602	159:7-9	
180:19-181:2	V		
181:12-24	V		

## 7. James Maccoun – 06/10/21

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
6:24-7:4			
9:1-3			
21:6-8		21:9-14, 53:17-56:11	Improper counter-designation (53:17-56:11)
33:2-10	LC, 104a		
48:22-49:3	IH, C		
49:6-16	IH, C		
49:22-50:13		51:9-21	
63:24-64:3		64:4-11	602
93:12-15			
93:17-19			
93:21-94:9	MT, AF		
94:12-25	IH, 602		
95:3-17	MT, AF		
144:10-18			
144:25-145:2		145:3-17, 146:5-15, 148:6-15	402, 403, 602
145:20-146:4	DI	145:18-19	
146:16-147:2			

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
148:16-19		148:6-15, 148:23-24, 149:1-3	402, 403, 602
148:22		148:6-15, 148:23-24, 149:1-3	402, 403, 602
149:12-20			
149:23-25		146:5-15, 148:23-24, 149:1-3	402, 403, 602
150:8-17			
165:23-166:6			
166:14-23			
167:13-18		168:1-4	402, 403
168:8-10		168:1-4	402, 403
168:15-18			
174:24-175:18			
176:1-16			
176:21-177:1			
177:10-16			
177:24-25			
178:3-9	MT, 403		
178:12-15	PRIV, 401/402, 403, MIL, V		
178:17-18	PRIV, 401/402, 403, MIL, V		

## 8. Nancy Miracle – 06/23/21

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
20:1-9			
111:8-14		111:15, 111:18-25	602, 701
156:8-9	104a, 106, 602, 701, 702	153:11-13, 153:24, 154:5-25	701
156:12-17	104a, 602, 701, 702	153:11-13, 153:24, 154:5-25	701

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
156:19-157:1	104a, 602, 701, 702	153:11-13, 153:24, 154:5-25	701
157:4-11	104a, 602, 701, 702	153:11-13, 153:24, 154:5-25	701
172:15-173:19			
174:5-8		173:24-174:4	

9. William J. Muerer – 3/23/16

Defendants object to Plaintiff's designations of testimony of Mr. William J. Meurer, Mr. Gary Rosenberg, and Mr. Douglas Stern. Plaintiff failed to produce transcripts of these depositions to Defendants during discovery or at any time before serving its designations. Plaintiff's reliance on these transcripts is contrary to the Delaware court's Protective Order as well as the Court's order in this case to produce any relevant materials that a party intends to rely on from the prior litigation in discovery in this case. The untimely disclosure of these transcripts is highly prejudicial to Defendants. Defendants intend to move to exclude any use or reliance on these transcripts. If the Court denies Defendants' motion to exclude these transcripts, Defendants reserve the right to serve objections and counter designations to Plaintiff's designations from these transcripts.

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
9:15-22			
11:7-16			
11:20-12:18			
13:19-14:6			
18:19-19:9			
19:16-21:7			
34:21-35:5			
36:8-22			
37:1-25			
46:21-47:14			
47:20-48:9			
48:20-49:22			
52:2-53:16			

## 10. Chase Norlin – 06/10/21

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
11:12-14			
58:18-59:17			
76:8-9			
78:1-4		77:14-20	
78:6-16		78:21-80:2	
90:15-23			
91:12-16		91:17-92:12	Improper counter-designation
96:4-20		96:21-98:9	
98:10-99:6			
101:15-102:4	IIOC	102:5-15	
102:16-103:18		109:7-12, 122:24-25, 132:9-13, 133:1-134:17	Improper counter-designation
104:25-105:7			
106:5-11		106:12-107:10	
110:19-25			
114:9-116:13		116:14-18	
141:3-8			
146:4-6		145:22-146:3, 154:19-21, 154:25-155:4, 155:8-10, 155:22-156:5	
148:21-150:17	MIL, IIOC, 602		
150:20-151:19	MIL, IIOC, 104a, MT		
153:3-154:1			

## 11. Lauren Pollak-Winkler – 06/18/21

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
6:25-7:3			

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
15:15-16:1		14:1-4, 15:6-14	
16:11-14			
17:16-18:5		17:9-15	
21:17-22	LC, 104a		
22:5-16	30(b)(6), IIOC, 104a		
22:18-23:3	30(b)(6), 104a		
24:11-18	30(b)(6), 104a		
25:20	30(b)(6), 104a		
25:22-23	30(b)(6), 104a		
30:1-4	30(b)(6), 104a		
31:16-22			
33:16-34:6			
34:24-35:4	30(b)(6), 104a, 401/402, 403		
35:14-36:3	30(b)(6), 104a		
36:13-37:7	MIL, 401/402, 403		
38:3-8	DI	38:9-11	
38:12-19			
39:1-3			
39:6-8			
48:3-12			
49:3-9			
49:17-23			
50:10-11	30(b)(6), 104a		
50:14	30(b)(6), 104a		
50:16-21	104a, V, 401/402, 403		
51:2-5	30(b)(6), 104a		
51:7-8	30(b)(6), 104a		
51:10-11	30(b)(6), 104a		
51:13-25	30(b)(6), 104a		



<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
52:2	30(b)(6), 104a		
53:1-6			
53:22-54:1			
58:9-17	MIL, 401/402, 403		
61:15-18	30(b)(6), 104a		
61:20-22	30(b)(6), 104a		
63:6-12	30(b)(6), 104a		
63:14-15	30(b)(6), 104a		
63:17-18	30(b)(6), 104a		
63:20-23	30(b)(6), 104a		
64:11-13	104a, 602, 30(b)(6), IH		
64:16-23	104a, 602, 30(b)(6), IH, MIL		
65:10-11	30(b)(6), 104a, 401/402, 403		
65:13	30(b)(6), 104a, 401/402, 403		
65:21-66:5	401/402, 403, MIL		
66:18-21	401/402, 403, MIL	66:22-67:1; 126:11-127:5, 127:22-128:10	602
68:16-69:2	V, 401/402, 403, MIL		
69:4-7	401/402, 403, MIL		
70:1-7	401/402, 403, MIL		
70:13-18	401/402, 403, MIL		
72:24-73:15	401/402, 403, MIL		
73:24	30(b)(6), 104a		
74:1-5	30(b)(6), 104a		
74:7-10	30(b)(6), 104a		
74:12-15	30(b)(6), 104a		
74:17-18	30(b)(6), 104a		
74:20-22	30(b)(6), 104a		

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
75:5-16	30(b)(6), 104a		
75:22	30(b)(6), 104a		
75:24-25	30(b)(6), 104a		
76:11-77:4	MIL, 401/402, 403		
77:7-10	30(b)(6), 104a		
77:12	30(b)(6), 104a		
80:2-14	MIL, 401/402, 403, 602, 104a, 30(B)(6)		
80:16-17	MIL, 401/402, 043, 602, 104a, 30(B)(6)		
80:19-21	30(b)(6), 104a		
80:23-81:4	30(b)(6), 104a		
81:6	30(b)(6), 104a, 401/402, 403		
81:8-24			
82:15-18	30(b)(6), 104a	83:4-7	
84:1-8			
86:24-87:3		84:23-85:5	
89:1-16			
89:23-90:9			
90:24-91:2	104a, 30(B)(6), 602	90:19-23, 91:3-7, 123:2-18	602
91:13-21			
95:2-7		123:2-18	
95:15-23			
96:19-21	30(b)(6), 104a, 602		
96:23-97:5	30(b)(6), 104a, 602		
97:23-99:8		99:14-24	
101:20-102:1		102:8-17	
102:18-24	30(b)(6), 104a, MIL, 401/402, 403, 602		
103:1-16			

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
104:14-23		104:24-105:20	
107:4-8			
113:1-14		113:15-24	
114:2-22			
116:13-117:6			
117:14-23		118:3-11; 126:11-127:5, 127:22-128:10	602
126:4-10			
128:24-129:4			
129:7-133:9	403 (133:1-7), AA	126:11-127:5, 127:22-128:10	602
133:12-19	30(b)(6)		
133:21-22	30(b)(6)	133:24-134:5	
134:6-20			
135:6-9	MT		
135:12-15			
135:17-18			
136:1-3		136:4-10	
136:11-20			
140:16-141:6			
143:19-24	30(b)(6), 104a		
144:1-3	30(b)(6), 104a		
144:11-16	30(b)(6), 104a		
146:24-150:4	DI, IIOC, 30(b)(6), 104a	146:21-23	402
151:17-153:15	MIL, 401/402, 403, ML, 30(b)(6), 104a		
153:18-19	MIL, 401/402, 403, ML, 30(b)(6), 104a	153:21-154:3, 154:5-10	602
156:8-14		156:15-18	
156:25-157:23		157:24-158:4	
163:22-164:4	104a, 30(b)(6), 602, V		

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
164:7-13	104a, 30(b)(6), 602		
164:16-17	104a, 30(b)(6), 602		
165:11-13		165:14-17	
165:18-166:7			
169:10-23			
174:13-16			
174:25-175:10			
175:25			
176:6-7		176:8-12	
177:20-178:4			
179:11-181:19			
182:24			
183:2-3			
183:23-185:8	IIOC	185:9-10	
185:11-17			
186:1-3			
186:8-15			
186:25-187:8			

## 12. Gary Rosenberg – 3/23/2016

Defendants object to Plaintiff's designations of testimony of Mr. William J. Meurer, Mr. Gary Rosenberg, and Mr. Douglas Stern. Plaintiff failed to produce transcripts of these depositions to Defendants during discovery or at any time before serving its designations. Plaintiff's reliance on these transcripts is contrary to the Delaware court's Protective Order as well as the Court's order in this case to produce any relevant materials that a party intends to rely on from the prior litigation in discovery in this case. The untimely disclosure of these transcripts is highly prejudicial to Defendants. Defendants intend to move to exclude any use or reliance on these transcripts. If the Court denies Defendants' motion to exclude these transcripts, Defendants reserve the right to serve objections and counter designations to Plaintiff's designations from these transcripts.

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
7:14-21			

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
14:3-7			
20:25-21:5			
21:15-23			
22:16-24			
23:4-24:1			
24:11-22			
25:23-26:8			
26:18-20			
28:14-29:14			
30:22-31:3			
31:17-25			
32:2-5			

### 13. Douglas Stern – 3/23/2016

Defendants object to Plaintiff's designations of testimony of Mr. William J. Meurer, Mr. Gary Rosenberg, and Mr. Douglas Stern. Plaintiff failed to produce transcripts of these depositions to Defendants during discovery or at any time before serving its designations. Plaintiff's reliance on these transcripts is contrary to the Delaware court's Protective Order as well as the Court's order in this case to produce any relevant materials that a party intends to rely on from the prior litigation in discovery in this case. The untimely disclosure of these transcripts is highly prejudicial to Defendants. Defendants intend to move to exclude any use or reliance on these transcripts. If the Court denies Defendants' motion to exclude these transcripts, Defendants reserve the right to serve objections and counter designations to Plaintiff's designations from these transcripts.

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
10:3-5			
13:20-14:4			
14:8-23			
16:17-22			
22:9-12			
22:19-23:1			
26:12-20			

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
26:23-27:25			
28:2-7			
29:19-30:16			
30:25-31:12			
42:2-22			
43:3-16			
47:7-20			
59:6-14			
60:5-61:19			

## 14. Daniel Stodolsky – 06/04/21

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
6:3-6			
20:22-21:13			
21:19-22:19			
25:24-26:7			
28:16-29:5			
29:16-18	30(b)(6), 104a, 602		
29:21-30:7	30(b)(6), 104a, 602		
32:7-9	30(b)(6), 104a, C, V		
32:11-18	30(b)(6), 104a, C, V		
32:21-33:1	30(b)(6), 104a, C, V		
33:4-11	30(b)(6), 104a, C, V, DI	33:13	
33:14-16	30(b)(6), 104a, C, V		
33:18	30(b)(6), 104a, C, V		
33:24-25	30(b)(6), 104a, 602		
34:3-4	30(b)(6), 104a, 602		
34:6-12	30(b)(6), 104a, 602		
34:15-18	30(b)(6), 104a, 602		

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
38:20-25	IUD		
39:17-19	IUD		
40:13-16			
40:19-21			
40:24-41:3			
42:20-43:3	30(b)(6), 602, 104a, 401/402, 403		
43:6-15	30(b)(6), 602, 104a, 401/402, 403		
43:18-19	30(b)(6), 602, 104a, 401/402, 403		
43:21		43:22-23, 43:25-44:2, 44:7-10, 44:16-21	602
45:9-10			
45:18-19			
45:21-25			
46:10-11	V		
46:13-19	401/402, 403, MIL, 30(b)(6), 104a		
46:22-25	401/402, 403, MIL, 30(b)(6), 104a		
47:3-5	401/402, 403, MIL, 602, 30(b)(6), 104a		
47:7-10	401/402, 403, MIL, 602, 30(b)(6), 104a		
47:12-15	401/402, 403, MIL, 602, 30(b)(6), 104a		
47:25-48:6		48:7-49:3	
49:19-21			
49:24-50:18	30(b)(6), 602, 104a	51:17-18, 51:21-22	
50:21-51:3	30(b)(6), 602, 104a	51:17-18, 51:21-22	
51:6-12	30(b)(6), 602, 104a	51:17-18, 51:21-22	
51:15-16	30(b)(6), 602, 104a	51:17-18, 51:21-22	

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
67:23-25	30(b)(6), 104a		
68:2-6	30(b)(6), 104a		
68:8-12	30(b)(6), 104a		
68:14-18	30(b)(6), 104a		
68:24-69:2		69:7-9, 69:11-16	
69:5-6		69:7-9, 69:11-16	
69:17-21	30(b)(6), 104a, DI	69:23	
69:24-70:1	30(b)(6), 104a, V		
70:4-5	30(b)(6), 104a, V		
78:18-20	30(b)(6), 104a, V		
78:22-79:2	30(b)(6), 104a, V, CD		
79:5-13	30(b)(6), 104a, CD		
79:15	30(b)(6), 104a, CD		
89:2-3	30(b)(6), 104a	88:9-12	
89:5-10	30(b)(6), 104a	89:11-14	
97:6-7	30(b)(6), 104a, V, 602	97:1-2, 97:4-5	602
97:10-14	30(b)(6), 104a, V, 602, IH	97:1-2, 97:4-5	602
97:17-23	30(b)(6), 104a, V, 602, IH		
98:1-9	30(b)(6), 104a, V, IH, 602		
98:12-16	30(b)(6), 104a, V, IH, 602		
100:2-5	104a, V, 30(b)(6), IH		
100:8-12	104a, V, 30(b)(6), IH		
106:6-7	30(b)(6), 104a, V, 602	106:20-23, 107:1-7	602
106:10-19	30(b)(6), 104a, V, 602	106:20-23, 107:1-7	602
107:14-16	30(b)(6), 104a, 602	106:20-23, 107:1-7, 107:21-24, 108:4	602
107:19-20	30(b)(6), 104a, 602	106:20-23, 107:1-7, 107:21-24, 108:4	602



## 15. Rachel Watters – 06/18/21

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
11:9-17			
12:8-14			
12:22-13:5			
14:17-15:2			
31:21-24			
32:6-22			
33:5-34:13		32:23-33:4	
35:5-8		35:9-19, 39:21-25, 36:7-9	Improper counter-designation (39:21-25)
36:21-37:4		36:10-14, 36:16-19	802

## 16. Charles Wieland – 07/15/21

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
11:16-18			
30:17-24			
31:3-5			
31:14-17			
31:22-24			
40:21-24			
45:23-46:5		42:10-12, 42:16-18	
46:21-23		46:14-15, 46:17-19	
46:25-47:3		46:14-15, 46:17-19	
75:3-76:4			
79:22-80:1			
83:11			
84:21-85:6			
85:9-25			

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
99:12-16			
138:1-4	IIOC		
138:9-18			
139:1-4			
139:7-13			
144:11-14			
146:13-147:3			
147:11-25	IIOC, DI		
150:3-14			
153:11-15			
153:18-154:1			
154:3-14	IIOC		
155:5-17	IIOC, NR, 602, 104a		
157:10-13			
157:19-22			
182:12-16			
182:19			
182:21-25			
183:3-9			
199:7			
202:3-5			
202:13-16			
204:13-15			
204:17-18	DI	204:19-21	
204:23-205:22	NR, 401/402, 403		
221:7-16			
224:18-225:9			
225:17-226:8			
226:13-227:5	104a, 602, NR		
227:9-12	104a, 602, NR		

<b>Plaintiff's Designations</b>	<b>Defendants' Objections</b>	<b>Defendants' Counter Designations</b>	<b>Plaintiff's Objections</b>
227:14-18	104a, 602, NR		
227:20-23	104a, 602, NR		
227:25-228:19	104a, 602, NR		
231:5-9			
231:12-15			
231:17-23			
232:1-3			
233:23-25			
234:3-6			
235:10-15		235:25-236:1, 236:14-16, 259:9-12, 259:23-24, 260:1-4, 260:9-10	402, 403, No Answer Designated (235:25-236:1, 259:9-12, 259:23-24)
242:24-25	PO, ML	235:25-236:1, 236:14-16, 259:9-12, 259:23-24, 260:1-4, 260:9-10	402, 403, No Answer Designated (235:25-236:1, 259:9-12, 259:23-24)
243:2-11	PO, ML	235:25-236:1, 236:14-16, 259:9-12, 259:23-24, 260:1-4, 260:9-10	402, 403, No Answer Designated (235:25-236:1, 259:9-12, 259:23-24)
244:4-245:10	104a, 602, NR		
245:12-25	104a, 602, NR		
249:22-250:6	ML, DI	250:7-12	
250:13-21			
253:5-8	DI	253:9-18	
253:19-254:7		254:8-11	
258:3-10			
258:18-20	PO, ML, NR	235:25-236:1, 236:14-16, 259:9-12, 259:23-24, 260:1-4, 260:9-10	402, 403, No Answer Designated (235:25-236:1, 259:9-12, 259:23-24)

Plaintiff's Designations	Defendants' Objections	Defendants' Counter Designations	Plaintiff's Objections
259:6-7	PO, ML, NR	235:25-236:1, 236:14-16, 259:9-12, 259:23-24, 260:1-4, 260:9-10	402, 403, No Answer Designated (235:25-236:1, 259:9-12, 259:23-24)

Dated: October 6, 2021

Respectfully submitted,

By: /s/ William D. Ellerman

Charles L. Ainsworth (Texas 00783521)  
Robert C. Bunt (Texas 00787165)  
PARKER, BUNT & AINSWORTH P.C.  
100 E. Ferguson Suite 418  
Tyler, Texas 75702  
Tel: (903) 531-3535  
charley@pbatyler.com  
rcbunt@pbatyler.com

Michael W. Shore (Texas 18294915)  
Alfonso G. Chan (Texas 24012408)  
William D. Ellerman (Texas 24007151)  
Ari Rafilson (Texas 24060456)  
Halima Shukri Ndai (Texas 24105486)  
SHORE CHAN LLP  
901 Main Street, Suite 3300  
Dallas, Texas 75202  
Tel: (214) 593-9110  
Fax: (214) 593-9111  
mshore@shorechan.com  
achan@shorechan.com  
wellerman@shorechan.com  
arafilson@shorechan.com  
hndai@shorechan.com

**COUNSEL FOR PLAINTIFF  
VIDEOSHARE, LLC.**